

#31
12-27-04
JH

**PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No. 09/393,482

Group Art Unit No. 3677

Filing Date: September 10, 1999

Examiner: Carlos Lugo

Inventor: Jerry H. Chisnell

Title: Reinforcement for a Hose Coupling

**RECEIVED
CENTRAL FAX CENTER
OCT 21 2004**

Communication

Commissioner for Patents
Attn: Examiner Carlos Lugo
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is with respect to the premature issue of a Notice of Allowance dated October 1, 2004 for the above-identified patent application. Enclosed herewith is a copy of the Request for Rehearing of the Board's decision, timely filed on August 16, 2004, also enclosed herewith is a copy of the postcard acknowledging receipt of the filing.

Following a discussion with the clerk from the Board of Appeals Office regarding this matter, it is respectfully requested that the premature Notice of Allowance be withdrawn and that the file be returned to the Board of Appeals for purposes of issuing a decision with respect to the Petition for Rehearing. It is also respectfully requested that no

Serial No. 09/393,482


Page 2

further prosecution be considered until such time the Board of Appeals issues its decision on the Request for Rehearing.

If the Examiner has any questions with respect to any matter now of record, Applicant's attorney may be reached at (586) 739-7445.

Respectfully submitted,

VANOPHEM & VANOPHEM, P.C.


Remy J. VanOphem
Attorney for Applicant
Registration No. 27053

51543 Van Dyke Avenue
Suite 103
Shelby Township, MI 48316-4447
(586) 739-7445
Attorney Docket No. FTP139A US
RVO/ndt

Certificate under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 21, 2004.

Date: October 21, 2004


Remy J. VanOphem, Reg. No. 27053

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being filed with the United States Patent Office by facsimile transmission to Examiner Carlos Lugo at facsimile number (703) 872-9306, on October 21, 2004.

Date: October 21, 2004


Remy J. VanOphem, Reg. No. 27053

The date of receipt at the Patent Office stamped hereon is acknowledgment of receipt of the following:

Type: Request for Rehearing

Serial No. 09/939,482

Filing Date: September 10, 1999

Inventor: Jerry H. Chisnell

Enclosing: Request for Rehearing, Fee Transmittal, Transmittal, postcard

Attorney: ~~Decker~~ FTP139A US

AUG 23 2004

STUPPES MECHAN, P.C.

RECEIVED
AUG 19 2 34 PM
BOARD OF PATENT APPEALS
AND INTERFERENCES

8/16/04dp

LAW OFFICES

VANOPHEM & VANOPHEM, P.C.

PATENT AND TRADEMARK PRACTICE

REMY J. VANOPHEM

51543 Van Dyke Ave., Suite 103
Shelby Township, MI 48316-4447

NANCY C. VANOPHEM

Telephone: (586) 739-7445
Facsimile: (586) 739-8610
E-mail: vanpat@amcritech.net**RECEIVED**
CENTRAL FAX CENTER
OCT 21 2004

Facsimile Cover Sheet

To:	Examiner Carlos Lugo	From:	Remy J. VanOphem
Fax:	(703) 872-9306	Pages:	13
Phone:	(703) 305-9747	Date:	October 21, 2004
Serial No:	09/393,482	For:	Communication
<input type="checkbox"/> Urgent	<input type="checkbox"/> Please Deliver Immediately	<input type="checkbox"/> Please Comment	
<input type="checkbox"/> Please Reply	<input type="checkbox"/> Please Confirm Receipt	<input type="checkbox"/> For Review	

● Comments:

Serial No. 09/393,482
Inventor: Jerry H. Chisnell
Filing Date: September 10, 1999Group Art: 3677
Examiner: Carlos Lugo
Title: Reinforcement for a Hose Coupling

Enclosed herewith:

Transmittal Form, Fee Transmittal, Communication, Copy of Postcard Receipt for Request for Rehearing, &
Copy of Request for Rehearing.

The information contained in this facsimile message is privileged or confidential information to be used only for the purposes intended by the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is neither allowed nor intended. If you have received this communication in error, please immediately notify us by telephone at the number specified above, and return the original message to us at the above address via the United States Postal Service. Postage will be reimbursed upon request. Thank you.

PTO/BB/21 (09-04)

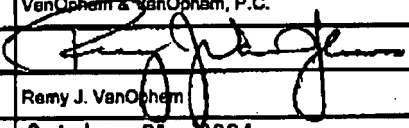
Approved for use through 07/31/2006. OMB 0631-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

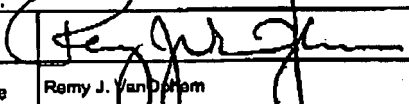
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/393,482
	Filing Date	September 10, 1999
	First Named Inventor	Jerry H. Chianelli
	Art Unit	3676
	Examiner Name	Carlos Lugo
	Attorney Docket Number	FTP139A US
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Communication Copy of Postcard for Request for Rehearing Copy of Request for Rehearing filed on 8/16/2004 Postcard		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	VanOphem & VanOphem, P.C.		
Signature			
Printed name	Remy J. VanOphem		
Date	October 21, 2004	Reg. No.	27053

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Remy J. VanOphem
Date	October 21, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-04v2)

Approved for use through 07/31/2008. OMB 0851-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 0)

Complete if Known

Application Number 09/393,482
 Filing Date September 10, 1999
 First Named Inventor Jerry H. Chisnell
 Examiner Name Carlos Lugo
 Art Unit 3676
 Attorney Docket No. FTP139A US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None☒ Deposit Account:

Deposit Account Number 22-0212
 Deposit Account Name VanOphem & VanOphem, P.C.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	780	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	780	2004	395	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fee from below		Fee Paid
Independent	Multiple Dependent	-20**	-3**	X	X	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 5	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity - Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	180	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	680	2253	480	Extension for reply within third month	
1254	1,530	2254	785	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	480	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1480	130	1480	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0)

SUBMITTED BY

Name (Print/Type) Remy J. VanOphem

Registration No. 27053

(Complete if applicable)

Telephone 586-739-7445

Signature

Date October 21, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1480, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.